

BEFORE THE DEPARTMENT ENVIRONMENTAL QUALITY
OF THE STATE OF MONTANA

In the matter of the amendment)
of ARM 17.36.345 pertaining to)
adoption by reference of DEQ-4)

NOTICE OF AMENDMENT

(SUBDIVISIONS)

TO: All Concerned Persons

1. On June 17, 2004, the Department of Environmental Quality published MAR Notice No. 17-212 regarding a notice of public hearing on the proposed amendment of the above-stated rule at page 1345, 2004 Montana Administrative Register, issue number 12, in conjunction with Board of Environmental Review MAR Notice No. 17-213 which also pertains to incorporation by reference of Department Circular DEQ-4.

2. The Department has amended the rule as proposed, but with the following changes:

17.36.345 ADOPTION BY REFERENCE (1) For purposes of this chapter, the department ~~hereby~~ adopts and incorporates by reference the following documents. All references to these documents in this chapter refer to the edition set out below:

(a) through (c) remain as proposed.

(d) Department Circular DEQ-4, "Montana Standards for Subsurface Wastewater Treatment Systems", 2004 edition;

(e) through (2) remain as proposed.

3. The hearing for this notice of amendment was held in conjunction with the hearing held for MAR Notice No. 17-213. Both notices were incorporating by reference the updated Department Circular DEQ-4 pertaining to Standards for Subsurface Wastewater Treatment Systems. Comments solicited were for both rulemaking procedures and applied to both rulemaking proceedings. Those comments and the Department's and the Board's responses are set forth in the Notice of Amendment published on page 2579 in the Rule section of this Montana Administrative Register under MAR Notice No. 17-213.

Based on the comments received, several changes were made to the proposed revisions to the Circular. The revised Circular is available at the Department of Environmental Quality, Permitting and Compliance Division, 1520 East Sixth Avenue, P.O. Box 200901, Helena, Montana 59620-0901, or at www.deq.state.mt.us/wqinfo under Water Quality Circulars.

Reviewed by:

DEPARTMENT OF ENVIRONMENTAL
QUALITY

James M. Madden

JAMES M. MADDEN

Rule Reviewer

By: Jan P. Sensibaugh

JAN P. SENSIBAUGH, DIRECTOR

Chairman

Certified to the Secretary of State, October 8, 2004.